Filed 06/18/2007 Page 1 of 1

:SS:

SUITABLE AGE

AETNA CENTRAL JUDICIAL SERVICES

MOSES & SINGER LLP ATTN:

U.S.SOUTHERN DIST. COURT NEW YORK COUNTY

COLUMBIA PICTURES INDUSTRIES, INC. plaintiff

Date Filed ......

- against -

Office No. 010004-0100

Index No. 07 CIV.3597

DAVID COHEN, SUED HEREIN AS JOHN DOE defendant NO.1, ETAL

Court Date:

STATE OF NEW YORK, COUNTY OF NEW YORK

STANLEY P.TOMASETTI being duly sworn, deposes and says; I am over 18 years of age, not a party to this action, and reside in the State of New York. That on the 29th day of May, 2007 01:26 PM at

252 CANAL ST. #J NEW YORK, NY

I served the AMENDED COMPLAINT INDIV. RULES OF PRACTICE OF U.S.DISTRICT JUDGE LAURA T.SWAIN & INDIVIDUAL PRATICES OF MAGISTRATE JUDGE JAMES FRANCIS

upon ANWAR ALAM, SUED HEREIN AS JOHN DOE NO.5

the DEFENDANT therein named by delivering and leaving a true copy or copies of the aforementioned documents with

## "JOHN SMIHT"---CO-WORKER WHO REFUSED TRUE NAME

a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the service as follows:

SEX: MALE COLOR: **ASIAN** HAIR: **BLACK** AGE: 46 HEIGHT: 5:7 WEIGHT: 155 OTHER IDENTIFYING FEATURES:

On 05/31/2007 I deposited in the United States mail a true copy of the aforementioned documents properly enclosed and sealed in a post-paid wrapper addressed to the said DEFENDANT at the above address. That address being

## actual place of employment of the DEFENDANT.

Copy mailed 1st class mail marked personal & confidential not indicating on the outside thereof, by return address or otherwise that said notice is from an attorney or concerns action against the person to be served.

That at the time of service as aforesaid, I asked person spoken to whether DEFENDANT was in the military service of the State of New York or United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the **DEFENDANT** is not in the military service, and is not dependent on anyone in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

Sworn to before me this 31st day of May,

2007i

KENNETH WISSNER

Notary Public State of New York

No.01WI47I4130

Qualified in NEW YORK COUNTY Commission Expires 03/30/2010 STANLEY P. TOMASETTI 1192468

AETNA CENTRAL JUDICIAL SERVICES

225 BROADWAY, SUITE 1802

NEW YORK, NY, 10007 Reference No: 7M&S39429